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7 **UNITED STATES DISTRICT COURT**  
8 **DISTRICT OF NEVADA**

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10 UNITED STATES OF AMERICA,

11 Plaintiff,

Case No. 2:95-cr-00216-LDG

12 v.

**ORDER**

13 ANTHONY D. COLLINS,

14 Defendant.

15  
16 The Defendant has filed a Motion for Appointment of Counsel (CM/ECF #159)  
17 seeking assistance of counsel regarding application of Section 404 of the First Step Act of  
18 2018 to his sentence. Accordingly,

19 THE COURT ORDERS that the Federal Public Defender is appointed as counsel to  
20 represent the Defendant *nunc pro tunc* to the date of the filing of the motion.

21 THE COURT FURTHER ORDERS that the Probation Office shall provide the  
22 Federal Public Defender and the government with the Defendant's Presentence Report;  
23 shall generate the Defendant's current Inmate Profile (also known as a "Sentry Report");  
24 and shall prepare a Supplemental Presentence Report addressing whether, in the  
25 Probation Office's assessment, the Defendant is statutorily eligible for a reduced sentence  
26 as if sections 2 and 3 of the Fair Sentencing Act of 2010 (Public Law 111-220; 124 Stat.

1 2372) were in effect at the time he committed the offense for which he was convicted, and  
2 further advising the Court of the applicable and recommended guideline range. The  
3 Probation Office will serve the Presentence Report and Supplemental Presentence Report  
4 on the Federal Public Defender, the United States Attorney, and the Court, and shall be  
5 prepared to meet and confer with the Federal Public Defender and the United States  
6 Attorney to discuss the Sentry Report, within 30 days of the date of this Order.

7           **THE COURT FURTHER ORDERS** that the United States Attorney or the Federal  
8 Public Defender may, within 30 days after receiving those Reports from the Probation  
9 Office, request that the Probation Office provide the Defendant's Progress Report and  
10 Disciplinary Records from the Bureau of Prisons. If the United States Attorney or the  
11 Federal Public Defender makes such a request, the Progress Report and Disciplinary  
12 Records shall be served on the Federal Public Defender, the United States Attorney, and  
13 the Court within 30 days after receiving the request unless for good cause time is  
14 extended.

15           **THE COURT FURTHER ORDERS** that the Federal Public Defender shall, within  
16 120 days of this Order, file any appropriate motion or stipulation. If the Federal Public  
17 Defender files a motion for a sentence reduction, the United States Attorney shall serve  
18 any response to such motion within 30 days of the filing of that motion unless for good  
19 cause the time is extended.

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21 DATED this 31 day of January, 2019.

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Lloyd D. George  
United States District Judge